

House Study Bill 529

SENATE/HOUSE FILE _____
BY (PROPOSED DEPARTMENT OF
EDUCATION BILL)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to student achievement and teacher quality
2 program definitions and requirements and extending or changing
3 program allocations.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
5 TLSB 5334XD 82
6 kh/rj/8

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1 1 Section 1. Section 256.44, subsection 1, paragraph a, Code
2 Supplement 2007, is amended to read as follows:
3 a. ~~If a teacher registers for national board for~~
~~4 professional teaching standards certification by December 31,~~
~~5 2007, a~~ A one-time initial reimbursement award in the amount
6 of up to one-half of the registration fee paid by the teacher
7 for registration for certification by the national board for
8 professional teaching standards. The teacher shall apply to
9 the department within one year of registration, submitting to
10 the department any documentation the department requires. A
11 teacher who receives an initial reimbursement award shall
12 receive a one-time final registration award in the amount of
13 the remaining national board registration fee paid by the
14 teacher if the teacher notifies the department of the
15 teacher's certification achievement and submits any
16 documentation requested by the department.
17 Sec. 2. Section 256.44, subsection 1, paragraph b,
18 subparagraph (2), unnumbered paragraph 1, Code Supplement
19 2007, is amended to read as follows:
20 ~~if the teacher registers for national board for~~
~~21 professional teaching standards certification between January~~
~~22 1, 1999, and December 31, 2007, and achieves certification~~
~~23 within the timelines and policies established by the national~~
~~24 board for professional teaching standards, an~~ An annual award
25 in the amount of two thousand five hundred dollars upon
26 achieving certification by the national board of professional
27 teaching standards if the teacher achieves certification
~~28 within the timelines and policies established by the national~~
~~29 board for professional teaching standards.~~
30 Sec. 3. Section 256.44, subsection 6, Code Supplement
31 2007, is amended by striking the subsection.
32 Sec. 4. Section 282.10, subsection 4, Code 2007, is
33 amended to read as follows:
34 4. A whole grade sharing agreement shall be signed by the
35 boards of the districts involved in the agreement not later
2 1 than February 1 of the school year preceding the school year
2 2 for which the agreement is to take effect. The boards of the
~~2 3 districts shall negotiate as part of the agreement the~~
~~2 4 disposition teacher quality compensation funding provided~~
~~2 5 under chapter 284.~~
2 6 Sec. 5. Section 284.2, subsection 11, Code Supplement
2 7 2007, is amended to read as follows:
2 8 11. "Teacher" means an individual who holds a
2 9 practitioner's license issued under chapter 272, or a
2 10 statement of professional recognition issued under chapter 272
2 11 who is employed in a nonadministrative position by a school
2 12 district or area education agency pursuant to a contract
2 13 issued by a board of directors under section 279.13. A
2 14 teacher may be employed in both an administrative and a
2 15 nonadministrative position by a board of directors and shall
2 16 be considered a part-time teacher for the portion of time that
2 17 the teacher is employed in a nonadministrative position.
2 18 ~~"Teacher" includes a licensed individual employed on a less~~

2 19 than full-time basis by a school district through a contract
2 20 ~~between the school district and an institution of higher~~
2 21 ~~education with a practitioner preparation program in which the~~
2 22 ~~licensed teacher is enrolled.~~

2 23 Sec. 6. Section 284.7, subsection 1, paragraph a,
2 24 subparagraph (2), Code Supplement 2007, is amended to read as
2 25 follows:

2 26 (2) Beginning July 1, ~~2007~~ 2008, the minimum salary for a
2 27 beginning teacher shall be ~~twenty-six~~ twenty-eight thousand
2 28 ~~five hundred~~ dollars.

2 29 Sec. 7. Section 284.7, subsection 1, paragraph b,
2 30 subparagraph (2), Code Supplement 2007, is amended to read as
2 31 follows:

2 32 (2) Beginning July 1, ~~2007~~ 2008, the minimum salary for a
2 33 first-year career teacher shall be ~~twenty-seven~~ thirty
2 34 thousand ~~five hundred~~ dollars ~~and the minimum salary for all~~
2 35 ~~other career teachers shall be twenty-eight thousand five~~
3 1 ~~hundred dollars.~~

3 2 Sec. 8. Section 284.7, subsection 5, paragraph b, Code
3 3 Supplement 2007, is amended to read as follows:
3 4 b. If, once the minimum salary requirements of this
3 5 section have been met by the school district or area education
3 6 agency, and the school district or area education agency
3 7 receiving funds pursuant to section 284.13, subsection 1,
3 8 paragraph "h" or "i", for purposes of this section, and the
3 9 certified bargaining representative for the licensed employees
3 10 have not reached an agreement for distribution of the funds
3 11 remaining, in accordance with paragraph "a", the board of
3 12 directors shall divide the funds remaining among full-time
3 13 teachers employed by the district or area education agency
3 14 whose regular compensation is equal to or greater than the
3 15 minimum salary specified in this section. The payment amount
3 16 for teachers employed on less than a full-time basis shall be
3 17 prorated. For purposes of this paragraph, regular
3 18 compensation means base salary plus any salary provided under
3 19 chapter 294A.

3 20 Sec. 9. Section 284.8, subsection 1, Code Supplement 2007,
3 21 is amended to read as follows:

3 22 1. A school district shall review a teacher's performance
3 23 at least once every three years for purposes of assisting
3 24 teachers in making continuous improvement, documenting
3 25 continued competence in the Iowa teaching standards,
3 26 identifying teachers in need of improvement, or to determine
3 27 whether the teacher's practice meets school district
3 28 expectations for career advancement in accordance with section
3 29 284.7. The review shall include, at minimum, classroom
3 30 observation of the teacher, the teacher's progress, and
3 31 implementation of the teacher's individual professional
3 32 development plan, subject to the level of funding resources
3 33 provided to implement the plan; and shall include supporting
3 34 documentation from parents, students, and other evaluators,
3 35 teachers, parents, and students.

4 1 Sec. 10. Section 284.13, subsection 1, paragraphs a and b,
4 2 Code Supplement 2007, are amended to read as follows:

4 3 a. For ~~each the~~ fiscal year of the ~~fiscal period~~ beginning
4 4 July 1, ~~2007~~ 2008, and ending June 30, 2009, to the department
4 5 of education, the amount of ~~one two~~ million ~~eighty-seven~~ two
4 6 thousand five hundred dollars for the issuance of national
4 7 board certification awards in accordance with section 256.44.

4 8 ~~(1)~~ Of the amount allocated under this paragraph "a", up
4 9 to two hundred fifty thousand dollars may be used to support
4 10 the implementation of a national board certification support
4 11 program and not less than eighty-five thousand dollars shall

4 12 be used to administer the ambassador to education position in
4 13 accordance with section 256.45.

4 14 ~~(2)~~ Of the amount allocated under this paragraph "a", ~~for~~
4 15 ~~the fiscal year beginning July 1, 2007, and ending June 30,~~
4 16 ~~2008, not less than one million dollars shall be used to~~
4 17 ~~supplement the allocation of funds for market factor teacher~~
4 18 ~~incentives made pursuant to paragraph "f", subparagraph (1).~~

4 19 b. For the fiscal year beginning July 1, ~~2006~~ 2008, and
4 20 succeeding fiscal years, an amount up to four million six
4 21 hundred fifty thousand dollars for first-year and second-year
4 22 beginning teachers, to the department of education for
4 23 distribution to school districts and area education agencies
4 24 for purposes of the beginning teacher mentoring and induction
4 25 programs. A school district or area education agency shall
4 26 receive one thousand ~~three~~ five hundred dollars per beginning
4 27 teacher participating in the program. If the funds
4 28 appropriated for the program are insufficient to pay mentors,
4 29 school districts, and area education agencies as provided in

4 30 this paragraph, the department shall prorate the amount
4 31 distributed to school districts and area education agencies
4 32 based upon the amount appropriated. Moneys received by a
4 33 school district or area education agency pursuant to this
4 34 paragraph shall be expended to provide each mentor with an
4 35 award of ~~five~~ six hundred dollars per semester, at a minimum,
5 1 for participation in the school district's or area education
5 2 agency's beginning teacher mentoring and induction program; to
5 3 implement the plan; and to pay any applicable costs of the
5 4 employer's share of contributions to federal social security
5 5 and the Iowa public employees' retirement system or a pension
5 6 and annuity retirement system established under chapter 294,
5 7 for such amounts paid by the district or area education
5 8 agency.

5 9 Sec. 11. Section 284.13, subsection 1, paragraphs d and e,
5 10 Code Supplement 2007, are amended to read as follows:

5 11 d. (1) For the fiscal year beginning July 1, ~~2007~~ 2008,
5 12 and ending June 30, ~~2008~~ 2009, up to ~~twenty~~ thirty million
5 13 dollars to the department for use by school districts for
5 14 professional development as provided in section 284.6. Of the
5 15 amount allocated under this paragraph, up to ten million
5 16 dollars shall be provided to school districts for professional
5 17 development related to the infusion and implementation of the
5 18 model core curriculum prescribed in section 256.7, subsection

5 19 26. The department shall distribute funds allocated for the
5 20 purpose of this paragraph based on the average per diem
5 21 contract salary for each district as reported to the
5 22 department for the school year beginning July 1, ~~2006~~ 2007,
5 23 multiplied by the total number of full-time equivalent
5 24 teachers in the base year. The department shall adjust each
5 25 district's average per diem salary by the allowable growth
5 26 rate established under section 257.8 for the fiscal year
5 27 beginning July 1, ~~2007~~ 2008. The contract salary amount shall
5 28 be the amount paid for their regular responsibilities but
5 29 shall not include pay for extracurricular activities. These
5 30 funds shall not supplant existing funding for professional
5 31 development activities. Notwithstanding any provision to the
5 32 contrary, moneys received by a school district under this
5 33 paragraph shall not revert but shall remain available for the
5 34 same purpose in the succeeding fiscal year. A school district
5 35 shall submit a report to the department in a manner determined
6 1 by the department describing its use of the funds received
6 2 under this paragraph. The department shall submit a report on
6 3 school district use of the moneys distributed pursuant to this
6 4 paragraph to the general assembly and the legislative services
6 5 agency not later than January 15 of the fiscal year for which
6 6 moneys are allocated for purposes of this paragraph.

6 7 (2) From moneys available under subparagraph (1) for the
6 8 fiscal year beginning July 1, ~~2007~~ 2008, and ending June 30,
6 9 ~~2008~~ 2009, the department shall allocate to area education
6 10 agencies an amount per teacher employed by an area education
6 11 agency that is approximately equivalent to the average per
6 12 teacher amount allocated to the districts. The average per
6 13 teacher amount shall be calculated by dividing the total
6 14 number of teachers employed by school districts and the
6 15 teachers employed by area education agencies into the total
6 16 amount of moneys available under subparagraph (1).

6 17 e. ~~For the each fiscal year beginning July 1, 2007, and~~
6 18 ~~ending June 30, 2008 in which funds are appropriated for~~
6 19 ~~purposes of this chapter,~~ an amount up to one million eight
6 20 hundred forty-five thousand dollars to the department for the
6 21 establishment of teacher development academies in accordance
6 22 with section 284.6, subsection 10. A portion of the funds
6 23 allocated to the department for purposes of this paragraph may
6 24 be used for administrative purposes.

6 25 EXPLANATION

6 26 This bill makes changes to the student achievement and
6 27 teacher quality program.

6 28 The bill eliminates the award deadlines for national board
6 29 for professional teaching standards certification registration
6 30 and certification achievement, as well as an obsolete
6 31 provision, and increases the allocation for the program by
6 32 \$915,000 for FY 2008=2009 and allows up to \$250,000 of those
6 33 funds to be used for implementation of a national board
6 34 certification support program.

6 35 The bill requires that school districts entering into a
7 1 whole grade sharing agreement include the disposition of
7 2 student achievement and teacher quality program moneys
7 3 received in the agreement, changes the definition of teacher
7 4 for purposes of the program, raises the minimum beginning and
7 5 first-year career teacher salaries, defines regular

7 6 compensation, raises beginning teacher mentoring and induction
7 7 awards to mentors, allocates \$10 million to school districts
7 8 for professional development related to implementation of the
7 9 model core curriculum, and extends program allocations for
7 10 professional development for school district and area
7 11 education agency teachers and for teacher development
7 12 academies through FY 2008=2009.
7 13 The bill changes the definition of teacher to eliminate
7 14 language related to individuals who are part-time teachers
7 15 under a contract between a school district and a practitioner
7 16 preparation program.
7 17 The bill increases the minimum beginning teacher's salary
7 18 to \$28,000 from \$26,500, and increases the minimum first-year
7 19 career teacher's salary to \$30,000 from \$27,500. The bill
7 20 also eliminates language setting the minimum salary for all
7 21 other career teachers at \$28,500.
7 22 When the school district or area education agency and the
7 23 certified bargaining representative for the institution's
7 24 licensed employees have not reached an agreement for purposes
7 25 of distributing teacher salary funding, the bill defines
7 26 "regular compensation" as the base salary plus any salary
7 27 moneys provided under the educational excellence program.
7 28 Currently, a school district must review a teacher's
7 29 performance at least once every three years. The bill
7 30 replaces the language that limits the review to certain areas
7 31 subject to the level of funding provided, to instead make the
7 32 limitation subject to the level of resources provided. The
7 33 bill also eliminates a requirement that the review include
7 34 supporting documentation from other evaluators.
7 35 The bill eliminates obsolete language related to market
8 1 factor teacher incentives.
8 2 The bill increases the amount the state provides to school
8 3 districts and area education agencies for each beginning
8 4 teacher participating in a beginning teacher mentoring and
8 5 induction program to \$1,500 per beginning teacher; an increase
8 6 of \$200 over previous years. The bill requires that the
8 7 additional dollars be paid to mentors, increasing mentor
8 8 awards from \$500 to \$600 per semester.
8 9 LSB 5334XD 82
8 10 kh/rj/8